SEP 1 5 2003 LICANTS: BADE

UNITED STATES PATENT AND TRADEMARK OFFICE

2611.

APPL. NO.:

RUSS ET AL.

ART GROUP: **EXAMINER:**

2611

UNKNOWN

FILED:

10/008,581 **NOVEMBER 13, 2001**

DOCKET NO .:

A-6885

TITLE:

NETWORKED SUBSCRIBER TELEVISION DISTRIBUTION

SEPTEMBER 12, 2003

TRANSMITTAL OF SUPPLEMENTAL INFORMATION DISCLOSURE PATEMENT |

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 SEP 1 6 2003

Technology Center 2600

Sir:

Transmitted herewith for filing in the above-identified patent application, please find:

3 Page Supplemental Information Disclosure Statement

2.

Form PTO-1449

3.

Copy of Cited Art

Return Postcard

In the event a fee is required, the Commissioner is hereby authorized to charge payment of any fees required in connection with this Information Disclosure Statement to our Deposit Account No. 19-0761. A duplicate copy of this letter is transmitted herewith.

Respectfully submitted:

SEND CORRESPONDENCE TO:

Scientific-Atlanta, Inc.

Intellectual Property Dept. MS 4.3.510 5030 Sugarloaf Parkway

Lawrenceville, GA 30044

SHELLEY L. COUTURIER

Agent of Record Reg. No.: 47,503

Phone: (770) 236-2352

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Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

on SEPTEMBER 12, 2003.

Docket No.: A-6885

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT CEIVED

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 SEP 1 6 2003

Technology Center 2600

Sir:

This information disclosure statement is filed in accordance with 37 C.F.R. §§ 1.56, 1.97, and 1.98, and specifically:

X	(within Three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)
	under 37 CFR 1.97(c) together with either a: Statement Under 37 C.F.R. 1.97(e), or a \$180.00 fee under 37 CFR 1.17(p), or (After the CFR 1.97(b) time period, but before the final office action or notice of allowance, whichever occurs first)
	under 37 CFR 1.97(d) together with a: Statement under 37 CFR 1.97(e), and a \$180.00 petition fee set forth in 37 CFR 1.17(i)(1). (Filed after final office action or notice of allowance, whichever occurs first, but before payment of the issue fee)

Please charge \$0.00 to deposit account 19-0761. At any time during the pendency of this application, please charge any fees required to Deposit Account 19-0761 pursuant to 37 CFR 1.25. The Commissioner is hereby requested to credit any overpayment to Deposit Account No. 19-0761.

 \boxtimes Applicant(s) submit herewith Form PTO 1449 - Information Disclosure Citation together with copies of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may or may not be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56. As required by 37 C.F.R. §1.98(a), a legible copy of each document is provided.

The Cited Art includes:

5. U.S. 5,406,626 1. U.S. 4,290,081 6. U.S. 5,524,051 2. U.S. 4,540,958 7. U.S. 5,590,195 U.S. 5,010,399 3. 8. U.S. 5,701,383 U.S. 5,251,074 4. 9. U.S. 5,708,961

Docket No.: A-6885

10.	U.S. 5,751,806	19.	U.S. 6,285,746
11.	U.S. 5,787,472	20.	U.S. 6,310,886
12.	U.S. 5,828,403	21.	U.S. 6,317,884
13.	U.S. 5,886,732	22.	U.S. 6,324,338
14.	U.S. 6,055,355	23.	U.S. 6,327,418
15.	Ú.S. 6,172,712	24.	U.S. 6,330,334
16.	U.S. 6,181,784	25.	U.S. 6,588,017
17.	U.S. 6,215,526		
18.	U.S. 6,233,389		

- Scientific-Atlanta, Inc. Pending Patent Application Serial No. 10/008,581, Attorney 26. Docket A-6885, filed November 13, 2001, entitled "Networked Subscriber Television Distribution," Inventors: Samuel H. Russ, David B. Lett, Jonathan A. Robinson, and Michael A. Gaul.
- A concise explanation of the relevance of foreign language patents, foreign language publications and other foreign language information listed on PTO Form 1449, as presently understood by the individual(s) designated in 37 CFR 1.56(c) most knowledgeable about the content is given on the attached sheet, or where a foreign language patent is cited in a search report or other action by a foreign patent office in a counterpart foreign application, an English language version of the search report or action which indicates the degree of relevance found by the foreign office is listed on the form PTO 1449 and is enclosed herewith.

The following rights are reserved by the Applicant(s): the right to establish the patentability of the claimed invention over any of the listed documents should they be applied as reference, and/or the right to prove that some of these documents may not be prior art, and/or the right to prove that some of these documents may not be enabling for the teachings they purport to offer.

This statement should not be construed as a representation that an exhaustive search has been made, or that information more material to the examination of the present application does not exist. The Examiner is specifically requested not to rely solely on the materials submitted herewith. The Examiner is requested to conduct an independent and thorough review of the documents, and to form independent opinions as to their significance.

Docket No.: A-6885

It is requested that the information disclosed herein be made of record in this application and that the Examiner initial and return a copy of the enclosed PTO-1449 to indicate the documents have been considered.

Respectfully Submitted,

By:

SEND CORRESPONDENCE TO:

Scientific-Atlanta, Inc.

Intellectual Property Dept. MS 4.3.510

5030 Sugarloaf Parkway

Lawrenceville, GA 30044

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Technology Center 2600 U.S. Dept. of Commerce, Patent and Trademarks Form PTO-1449 LIST OF ART CITED BY APPLICANT (Use several sheets if necessary) Filing Date Attorney Docket No. Serial No. 10/008,581 **NOVEMBER 13, 2001** A-6885 Applicant: Group RUSS ET AL. 2611 U.S. PATENT DOCUMENTS Class Subclass Exami Document No. Date Name ner's Initial 358 4 Foerster 4,290,081 9/15/81 AA332 9/10/85 Nevens et al. 16 AB 4,540,958 85 Goodman et al. 358 5,010,399 4/23/91 AC 10.1 10/5/93 Hamma et al. 360 AD 5,251,074 9 4/11/95 380 ΑE 5,406,626 Ryan 9 6/4/96 380 AF 5,524,051 Ryan 9 12/31/96 380 AG 5,590,195 Ryan 46 AΗ 5,701,383 12/23/97 Russo et al. 386 ΑI 5,708,961 1/13/98 Hylton et al. 455 4.2 380 9 5/12/98 Ryan ΑJ 5,751,806 7/28/98 Dan et al. 711 134 5,787,472 AK DeRodeff et al. 7 10/27/98 348 AL5,828,403 10 Humpleman 348 5,886,732 3/23/99 **AM** 386 70 4/25/00 Lee AN 6,055,355 552 1/9/01 348 AO 6,172,712 Beard FOREIGN PATENT DOCUMENTS Translation Date Class **Subclass** Document No. Country AP AO OTHER PRIOR ART (Including Author Title, Date, Pertinent Pages, Etc.) Scientific-Atlanta, Inc. Pending Patent Application Serial No. 10/008,581, Attorney AR Docket A-6885, filed November 13, 2001, entitled "Networked Subscriber Television Distribution," Inventors: Samuel H. Russ, David B. Lett, Jonathan A. Robinson, and Michael A. Gaul. DATE CONSIDERED: **EXAMINER** EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance. Include copy of this form with next communication to Applicant.

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Technology Center 2600 Börm PTO-1449 U.S. Dept. of Commerce, Patent and Trademarks LIST OF ART CITED BY APPLICANT (Use several sheets if necessary) Filing Date Attorney Docket No. Serial No. 10/008,581 **NOVEMBER 13, 2001** A-6885 Applicant: Group RUSS ET AL. 2611 U.S. PATENT DOCUMENTS Document No. Class Subclass Exami Date Name ner's Initial 6,181,784 1/30/01 379 93.21 AS Duran et al. 4/10/01 473 AT 6,215,526 Barton et al. 348 5/15/01 Barton et al. 386 46 AU 6,233,389 ΑV 6,285,746 9/4/01 Duran et al. 379 93.21 **AW** 6,310,886 10/30/01 Barton 370 462 78 AX 6,317,884 11/13/01 725 Eames et al. AY Wood et al. 83 6,324,338 11/27/01 386 AZ6,327,418 12/4/01 Barton 386 46 BA 6,330,334 12/11/01 Ryan 380 237 Calderone 120 BB 6,588,017 7/1/03 725 BC BD BE **BF** BG BH FOREIGN PATENT DOCUMENTS Document No. Date Country Class Subclass Translation BI BI OTHER PRIOR ART (Including Author Title, Date, Pertinent Pages, Etc.) BK BĿ DATE CONSIDERED: **EXAMINER** EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance. Include copy of this form with next communication to Applicant.